

LAW OFFICES
McDONALD, COHEN & RAYHILL

DAVID L. BENDIK
MICHAEL A. BUFFA
PAUL COHEN
MARK A. COLLESANO
JOHN K. CORRIGAN
STEVEN M. DISTLER
ALEXANDER D. FISHER
STEPHEN I. GOLDBERG
ROBERT F. McCARTHY
VIRGINIA E. McDONALD
KATHLEEN E. NEGRI
MICHAEL P. O'BRIEN
GAIL P. PARISER
KENNETH E. PINCZOWER
BRIAN J. RAYHILL

Employees of Nationwide Mutual Insurance
Company®
Not a Partnership

13TH FLOOR
ONE WHITEHALL STREET
NEW YORK, NY 10004-3605

(212) 248-9100
FAX (212) 510-9257, and 510-9258

THOMAS J. REILLY

OFFICE SUPERVISOR
SELENA STIGALL

PARALEGALS
CHERYL E. CHARLES
TRANELL D. DANIELS
ALICE JUNE HOEY
STAVROULA S. KONTOGIANNIS
KINAYA REEVES
VINCENT VOZZO

February 24, 2005

Honorable John Gleeson
United States District Judge
United States District Court
Eastern District of New York
225 Cadman Plaza East
Brooklyn, NY 11201

Honorable Viktor V. Pohorelsky
United States Magistrate Judge
United States District Court
Eastern District of New York
225 Cadman Plaza East
Brooklyn, NY 11201

Re: Attiya Harris, et al v. Stacey D. Ware
Docket No. 04 CV 1120
Our File No. 04NY00806

Dear Honorable Sirs:

This office represents defendant Stacey Ware with respect to the above-referenced matter. Enclosed herewith are courtesy copies of the following motion papers:

(1) Notice of Motion dated February 4, 2005 with Exhibits; (2) Affidavit of Robert F. McCarthy, Esq. sworn to on February 4, 2005 with Exhibits; (3) Defendant's Memorandum Of Law dated February 4, 2005; (4) Affidavit of Service sworn to on February 4, 2005; (5) Affirmation of William S. Kanas, Esq. dated February 17, 2005 with Exhibits; (6) Reply Affidavit of Robert F. McCarthy, Esq. sworn to on February 24, 2005; (7) Defendant's Reply Memorandum of Law dated February 24, 2005; and (8) Affidavit of Service sworn to on February 24, 2005.

The papers have been filed electronically and the exhibits are being filed with the Clerk of the Court, Docket Section, under copy of this letter.

Should the Court require any additional information, please do not hesitate to contact the undersigned.

Page 2 of 2
February 24, 2005

Very truly yours,

McDONALD, COHEN & RAYHILL

By: _____
ROBERT F. McCARTHY (RM-9676)

RFM/ptg
Enclosure

cc: Clerk of the Court, Docket Section
United States District Court
Eastern District of New York
225 Cadman Plaza East
Brooklyn, NY 11201

William S. Kanas, Esq.
Law Office of Sanford L. Pirotin, P.C.
323 Madison Street
Westbury, NY 11590